IN THE HIGH COURT OF PUNJAB & HARYAN AT CHANDIGARH

C.R. No.1054 of 2007
Date of decision: February 27,2007

Vinod Kumari and others V. Savitri Devi

CORAM: HON'BLE MR.JUSTICE VINEY MITTAL

Present: Shri Sudhanshu Makkar, Advocate, for the petitioners.

Viney Mittal,J.(Oral)

The tenants are the petitioners before this court. Their ejectment has been ordered by both the authorities below on the ground of personal requirement of the landlady. It has been found as a fact by both the authorities below that the landlady was living with her husband in Madhya Pardesh and wanted to shift to her native place at Bhiwani on account of the fact that husband of the landlady has lost his job and wanted to start his own business at Bhiwani.

After arguing the case for some time, learned counsel for the petitioners says that the present tenant-petitioners accept the personal requirement of the landlady qua the demised premises and as such they do not wish to challenge the findings of fact recorded by the authorities below.

Learned counsel further states that the present petition may be dismissed as withdrawn and the tenant-petitioners be granted a reasonable time to vacate the premises in question.

Keeping in view the statement made by the learned counsel for the tenant-petitioners, the present petition is dismissed as withdrawn. However, the tenant-petitioners are granted six months time to hand over the vacant possession of the demised premises subject to their filing an undertaking before the learned

Rent Controller within a period of two weeks from the date a certified copy of this order is received to the effect that they would hand over the vacant possession of the premises in question on or before August 31,2007.

However, it is made clear that if the aforesaid undertaking is not filed by the tenant-petitioners, then the ejectment order passed against them shall become executable forthwith.

A copy of the order be given dasti on usual charges.

February 27,2007 (Viney Mittal)
sks Judge